

1 DAVID J. ZUGMAN
California State Bar Number 190818
2 964 Fifth Avenue, Suite 300
San Diego, California 92101
3 Telephone: (619) 699-5931
Facsimile: (619) 699-5932
4 dzugman@burchamzugman.com

5 Attorney for Guadalupe Heras De Melo-Samper

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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10 (HONORABLE BARRY TED MOSKOWITZ)

11 UNITED STATES OF AMERICA,)	Case No. 08CR0211-BTM
)	
12 Plaintiff,)	Date: March 28, 2008
)	Time: 2:00 p.m.
13 v.)	
)	
14 GUADALUPE,)	NOTICE OF JOINT MOTION
HERAS DE MELO-SAMPER (1),)	TO CONTINUE CASE
15 ERICK,)	AND DECLARATION OF DAVID
HERAS DE MELO-SAMPER (2),)	ZUGMAN IN SUPPORT OF MOTION
)	
16 Defendants.)	
)	

17
18 TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, and STEWART MICHAEL
YOUNG, ASSISTANT UNITED STATES ATTORNEY

19 PLEASE TAKE NOTICE that Defendants, Guadalupe Heras De Melo-Samper
20 and Erick Heras De Melo-Samper, by and through Counsel, David J. Zugman
21 and Jason Ser, hereby file this joint motion to continue the motion
22 hearing currently scheduled for March 28, 2008, at 2:00 p.m. to May 9th
23 2008, at 1:30 p.m.. The government, per its Attorney Stewart Young,
24 joins in this motion. The next court date that works for all counsel
25 and which has been cleared by this Court's Clerk is May 9, 2008, at 1:30
26 p.m..

27 This motion is necessary because of a technical difficulty
28 regarding the DVD copies of the statements of the defendants. A

1 complete version of the statement only became available today which was
2 too late to file timely motions for the March 28th hearing. The May 9
3 date is the first date that works for all counsel which reasonably
4 assures that the translations will be ready.

5 The parties stipulate to this continuance. The parties ask that
6 the motions be held open as necessary evidence for deciding the motions
7 needs to be compiled and adduced. See 18 U.S.C. Section 3161(h)(1)(F).

8 **IT IS SO STIPULATED:**

9 Dated: March 18, 2008

S/David Zugman

DAVID ZUGMAN

10 ATTORNEY FOR MS. HERAS DE MELO-SAMPER

11 Dated: March 18, 2008

S/Jason Ser

12 DAVID ZUGMAN

13 ATTORNEY FOR MR. HERAS DE MELO-SAMPER

14 Dated: March 18, 2008

S/Stewart Young

15 STEWART YOUNG

16 ASSISTANT U.S. ATTORNEY

PROOF OF SERVICE

I, the undersigned, declare that:

1. I am over eighteen (18) years of age; am a resident of the County of San Diego, State of California; and my business address is 964 Fifth Avenue, Suite 300, San Diego, California, 92101-5008.

2. I am effecting service of the JOINT MOTION TO CONTINUE AND DECLARATION IN SUPPORT THEREOF on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them:

Stewart Young, Assistant U.S. Attorney
Office of the U.S. Attorney
880 Front Street
San Diego, CA 92101

Jason Ser
Federal Defenders of San Diego
225 Broadway, Suite 900
San Diego, CA 92101

3. I hereby certify that I have mailed the foregoing, by United States Postal Service to the following non-EFC participants in this case:

1. N/A

to the last known address, at which place there is delivery service of mail from the United States Postal Service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 18, 2008.

S/David Zugman
DAVID J. ZUGMAN